NOTIFICATION.

Bangalore, dated 3rd April 1965.

G. S. R. 502.—In exercise of the powers conferred by section 7 and 41 of the Mysore Religious and Charitable Institutions Act, 1927 (Mysore Act 7 of 1927), the Government of Mysore hereby makes the following rules, namely.—

1. Title, application and commencement.—(1) These rules may be called the Sravanabelagola Jain Muzrai Institutions Management Rules, 1965.

(2) They shall apply to the Muzrai institutions at Sravanabelagola specified in the Schedule to these rules.

(3) They shall come into force on such date as the State Government may, by notification in the official Gazette appoint.

2. Definitions.—In these rules, unless the context otherwise requires,

(*i*) "Act" means the Mysore Religious and Charitable Institutions Act, 1927 (Mysore Act 7 of 1927);

(*ii*) "Chairman" means the Chairman of the Committee;

(*iii*) "Commissioner" means the Commissioner for Religious and Charitable Endowments in Mysore;

(*iv*) "Committee" means the Committee of Management constituted under these rules;

(*v*) "funds" means the funds constituted out of the income of the institutions;

(*vi*) "institutions" means the Muzrai institutions at Sravanabelagola specified in the Schedule to these rules;

(*vii*) "member' means a member of the Committee;

(*viii*) "Secretary" means the Secretary of the Committee;

(*ix*) "Sub-Committee" means a Sub-committee of the Committee,

(*x*) "Vice-Chairman" means the Vice-Chairman of Committee;

3. Constitution of the Committee.—(1) There shall be a Committee called the Committee of Management for the management of the institutions and it shall have such powers and perform such duties as are provided in these rules.

(2) The Commitee shall consist of,—

(*i*) the Deputy Commissioner, Hassan District, who shall *ex-officio* be the Chairman of the Committee;

(*ii*) Sri Bhattarkaji of the Jain Mutt at Sravanabelagola who shall be the Vice-Chairman of the Committee;

(*iii*) Twenty-one members appointed by the State Government.

(3) The members of the first committee shall be appointed by the State Government in consultation with the All India Digamber Jain Thirthakshetra Committee, Bombay, and such other Jain Associations at the State Government may consider expedient to consult.

(4) One-third of twenty-one members appointed under sub-rules (1) and (2) shall retire as soon as may be on the expiration of every third year; provided that one-third of the members of the first committee who shall retire on the expiration of the third year, the sixth year and the ninth year shall be determined by the State Government.

(5) In the event of a vacancy arising out of retirement death, resignation or otherwise of any member, such vacancy shall be filled by appointment of any other person by the State Government after consultation with the remaining members of the Committee.

(6) Any person appointed to fill a vacancy other than a vacancy arising by virtue of retirement under sub-rule (4) shall hold office only so long as the member in

whose place he is appointed would have held office if the vacancy had not occured.

4. Secretary.—The Commissioner shall appoint an officer of the Endowment Department or of the Revenue Department who is a person professing the Jain or the Hindu religion to be the Secretary of the Committee.

5. Disqualifications.—A person shall be disqualified for being appointed as, and for being, a member of the Committee,

(*i*) if he is not more than twenty-one years of age:

(*ii*) if he is a person who does not profess the Jain religion or the Hindu religion;

(*iii*) if he has been convicted by a criminal court for any offence;

(*iv*) if he is an undischarged insolvent;

(*v*) if he is of unsound mind; or

(*vi*) if, in the opinion of the State Government, he has been indulging in acts against the interests of the institutions.

6. Disability.—If any member,—

(*i*) absents himself from three consecutive meetings of the Committee without such reasons as may, in the opinion of the State Government, be sufficient, or

(*ii*) leaves India permanently; or

(*iii*) absconds and his whereabouts are not known for a period of one year, or

(*iv*) becomes subject to any of the disqualifications specified in rule 5,

the State Government shall declare his office vacant.

7. Sub-Committe.—The Committe may constitute sub-committees of members for such purposes as it deems fit.

8. Powers and functions of the Committee.—(1) The Committe shall supervise and control all secular and religious matters relating to the institutions.

(2) In particular and without prejudice to the generality of the power under sub-rule (1), the Committee shall,—

(*a*) supervise and make arrangements for the day-to-day worship and other religious ceremonies pertaining to the institutions;

(*b*) make proper and effective arrangements for the Mahamastakabhisheka held at periodical intervals;

(*c*) provide for the comports and conveniences of the pilgrims;

(*d*) supervise, manage, develop, renovate and repair the buildings belonging to the institutions;

(*e*) supervise and provide for the management of the founds and the moveable and immoveable properties belonging to the institutions;

(*f*) undertake social, religious and benevolent activities,

(*g*) collect, receive or accept funds, donations and gifts on behalf of the institutions;

(*h*) fix or modify the *sevartha* fees subject to the approval of the Commissioner;

(*i*) discharge such other duties as are incidental to the duties specified in the preceding clauses,

9. Emergency powers of the Chairman.—Notwithstanding anything contained in these rules, it shall be within the competence of the Chairman in an emergency to exercise all or any other powers of the Committee. He shall in such a case and as soon as may be thereafter report the action taken by him to the Committee.

10. Powers and duties of the Secretary.—(1) The Secretary shall be in charge of the day-to-day administration

of the institutions, receive all moneys due to the institutions and make disbursements on behalf of the institutions.

(2) The Secretary shall be in charge of all the moveable properties and the records belonging to the institutions.

(3) The powers of appointment and removal of the servants of the institutions and the authority to take disciplinary proceedings against them shall vest in the Secretary and every order made by the Secretary in this behalf shall be subject to confirmation by the Chairman.

(4) The Secretary shall be responsible for the proper upkeep and maintenance of the institutions and for the proper performance of daily services or periodical festivals in accordance with the usage and custom of the institutions.

(5) The Secretary shall maintain true and proper accounts supported by vouchers of all receipts and disbursements of the institutions.

(6) No person other than the Secretary shall entitled to receive any money on behalf of the institutions or to make disbursements out of the moneys belonging to them.

(7) The Secretary shall be responsible for the preparation and submission of the budget and other periodical returns.

(8) The Secretary shall be in charge of the office of the Committee and shall issue notices and attend to all other duties relating to the convening of the meetings of the Committee and sub-committees of the Committee.

11. Fund of the Institutions :—(1) The following shall constitute the fund of the institutions, namely :—

(i) all rents from lands and other properties of the institutions,

(ii) interest received on investments,

(iii) interest on endowments,

(iv) Dabbi or Golka collections,

(v) Servartha fees,

(vi) offerings and donations,

(vii) grants from Government,

(viii) all proceeds of land and other property sold or compulsarily acquired, and

(ix) such other income as may accrue to the institutions from time to time.

(2) The fund of the institutions shall be deposited in the Taluk Treasury in the name of the Chairman and the accounts shall be operated upon by the Chairman or, if so directed by the Chairman, by the Secretary.

12. Application of the fund of the institutions :—The fund of the institutions shall be applied subject to the provisions of the Act and these rules for,—

(*a*) the maintenance, management and administration of the institutions ;

(*b*) the expenses of daily and periodical religious rites in the institutions ;

(*c*) the construction and maintenance of Dharmasalas and rest houses for the use of pilgrims ;

(*d*) the provision of water supply and the making of sanitary arrangements for the convenience of the pilgrims ;

(*e*) the undertaking of any work authorised by the Government in conformity with the objects of the institutions ;

(*f*) the acquisition of any immoveable property for the purposes of the institutions; and

(*g*) such other purposes as the Committee may determine for discharging the duties entrusted to the Committee.

13. Budget.—(1) The Secretary shall prepare a budget stimate of the income and expenditure of the institutions before such date as the Commissioner may specify for the year commencing from the first day of April and submit the

same to the Chairman. The Chairman shall place the budget before the Committee for consideration, and the Committee may approve the budget with such modifications as it deems fit. The budget as approved by the Committee shall be submitted to the Commissioner at least one month before the expiry of the previous accounting year. The Commissioner may approve the budget with such modifications as he may consider necessary.

(2) The Secretary shall prepare a special budget for the Mahamastakabhisheka and it shall be dealt with in the same manner as an ordinary budget referred to in sub-rule (1):

Provided that the special budget shall be sent to the Commissioner at least one year before the commencement of the first religious ceremony connected with the Mahamastakabhisheka, and the budget shall be subject to the sanction of the Government with such modifications as it may deem fit.

14. Accounts and audit.—The accounts of the institutions shall be maintained and audited in such manner as the Commissioner may, by order, determine.

15. Jewels and costly articles.—(1) Jewels and other costly articles of the institutions not required for daily use shall be kept in a separate safe in one of the institutions to be specified by the Chairman.

(2) No jewels or other properties belonging to the institutions shall be pledged, exchanged, lent, converted, or sold without the previous sanction of the Chairman.

(3) The Chairman shall check and verify the jewels and other costly articles every year and submit a report of such verification to the Commissioner.

16. Dabbi or Golka.—The Dabbis or Golkas shall be kept at such places and the keys thereof kept in the custody of such persons and shall be opened subject to such conditions as the Commissioner may, by order, direct.

17. Leases of immoveable properties.—All leases of the lands, buildings and other immoveable properties of the institutions shall be made through pulic auction by the Secretary and shall be subject to confirmation by the Chairman :

Provided that leases other than by Public auction may be made with the previous sanction of the Commissioner.

18. Dharmadarsis not to be appointed for the institutions.— For the management of the institutions, Dharmadarsis shall not be appointed under Section 6 of the Act, and the Dharmadarsis appointed before the commencement of these rules shall cease to be the Dharmadarsis of the institutions from the date of the commencement of these rules.

19. Savings.—(1) The provisions of these rules shall be applicable to the management of the institutions notwithstanding anything inconsistent with any rule made by the State Government under the Act regulating the management of Muzrai institutions.

(2) Subject to the provisions of sub-rule (1), the rules made under the Act in respect of Muzrai Institutions shall continue to be applicable to the institutions.

SCHEDULE.

1 Sri Gomateswaraswamy temple.
2 Upparike Sri Brahmadevaru
3 Bharata Bhujabali Basthi.
4 Siddarabasthi.
5 Chandannanavara Basthi.
6 Hosa Basthi.
7 Jaruguppe Brahmadevaru
8 Vadagal Basthi Adiswaraswamy.
9 Sri Parswanathaswamy Doddabasthi.
10 Shanthinathaswamy Basthi
11 Kattala Basthi Parswanathaswamy.
12 Chandraprabhaswamy Basthi.
13 Shasanda Basthi.
14 Suparawathaswamy Basthi.
15 Chamundarayana Basthi.
16 D. Memegala Basthi.
17 Yaradukatte Adiswaraswamy Basthi.
18 Terina Basthi Gomateswaraswamy.
19 Gandarva Basthi Shanteeswaraswamy.
20 Kadi Basthi Shanteeswaraswamy.
21 Akkana Basthi.
22 Danasale Basthi.
23 Siddanta Basthi.
24 Nagara Janalaya Basthi
25 Mangaye Basthi Ananthapadmanabhaswamy.
26 Sree Bandara Basthi
27 Majjagannana Basthi Chikkabetta.
28 Chandraguptara Basthi.
29 Guhe Padamavathammanavara Basthi.
30 Chikkalammanavara Basthi.
31 Sri Matada Basthi's
32 Eswaradevalaya.

[No. FD 62 RTC 63].

By Order and in the name of the Governor of Mysore,

15 V. A. GUMASTE, *Under Secy.*